

Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

Acton  
City/Town

**WPA Form 1- Request for Determination of Applicability**

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

**A. General Information**

**Important:**  
When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



1. Applicant:

Dave Pallian

Name

E-Mail Address

46 Oak Street

Mailing Address

Dunstable

MA

01827

City/Town

State

Zip Code

978-433-5492

978-433-2542

Phone Number

Fax Number (if applicable)

2. Representative (if any):

R. Wilson and Associates, Inc.

Firm

Russell Wilson

rwilson@rwilsonassociates.com

Contact Name

E-Mail Address

P.O. Box 236

Mailing Address

Littleton

MA

01460

City/Town

State

Zip Code

978-486-0203

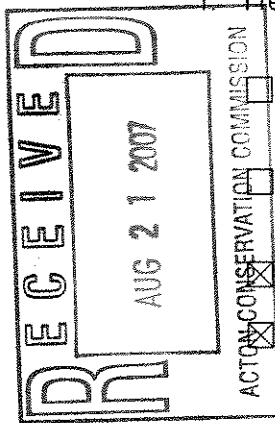
978-486-0644

Phone Number

Fax Number (if applicable)

**B. Determinations**

1. I request the Acton Conservation Commission make the following determination(s). Check any that apply:



- a. whether the **area** depicted on plan(s) and/or map(s) referenced below is an area subject to jurisdiction of the Wetlands Protection Act.
- b. whether the **boundaries** of resource area(s) depicted on plan(s) and/or map(s) referenced below are accurately delineated.
- c. whether the **work** depicted on plan(s) referenced below is subject to the Wetlands Protection Act.
- d. whether the area and/or work depicted on plan(s) referenced below is subject to the jurisdiction of any **municipal wetlands ordinance** or **bylaw** of:

Acton

Name of Municipality

- ☐ e. whether the following **scope of alternatives** is adequate for work in the Riverfront Area as depicted on referenced plan(s).



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**C. Project Description**

1. a. Project Location (use maps and plans to identify the location of the area subject to this request):

13 Broadview Street

Street Address

Acton

City/Town

I-3

Assessors Map/Plat Number

6

Parcel/Lot Number

- b. Area Description (use additional paper, if necessary):

Lot 47 - Existing dwelling # 13 Broadview Street, Acton MA

- c. Plan and/or Map Reference(s):

Plot Plan of Land in Acton, Mass

Title

August 21, 2007

Date

by R. Wilson & Associates, Inc.

Title

Date

Title

Date

2. a. Work Description (use additional paper and/or provide plan(s) of work, if necessary):

The proposed project consists of a proposed 365 s.f. +/- addition to an existing dwelling in which approximately 122 s.f is within the 100 foot buffer zone to a bordering vegetated wetlands.



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**C. Project Description (cont.)**

b. Identify provisions of the Wetlands Protection Act or regulations which may exempt the applicant from having to file a Notice of Intent for all or part of the described work (use additional paper, if necessary).

Acton Regulation F8.3 Setbacks, 75 foot (structure) - the nearest point of the proposed addition is 90' from the b.v.w as shown on the attached plan, with the proposed erosion control shown will have not adverse impact on the bordering vegetated wetlands.

3. a. If this application is a Request for Determination of Scope of Alternatives for work in the Riverfront Area, indicate the one classification below that best describes the project.

- ☐ Single family house on a lot recorded on or before 8/1/96
- ☐ Single family house on a lot recorded after 8/1/96
- ☐ Expansion of an existing structure on a lot recorded after 8/1/96
- ☐ Project, other than a single family house or public project, where the applicant owned the lot before 8/7/96
- ☐ New agriculture or aquaculture project
- ☐ Public project where funds were appropriated prior to 8/7/96
- ☐ Project on a lot shown on an approved, definitive subdivision plan where there is a recorded deed restriction limiting total alteration of the Riverfront Area for the entire subdivision
- ☐ Residential subdivision; institutional, industrial, or commercial project
- ☐ Municipal project
- ☐ District, county, state, or federal government project
- ☐ Project required to evaluate off-site alternatives in more than one municipality in an Environmental Impact Report under MEPA or in an alternatives analysis pursuant to an application for a 404 permit from the U.S. Army Corps of Engineers or 401 Water Quality Certification from the Department of Environmental Protection.

b. Provide evidence (e.g., record of date subdivision lot was recorded) supporting the classification above (use additional paper and/or attach appropriate documents, if necessary.)



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**D. Signatures and Submittal Requirements**

I hereby certify under the penalties of perjury that the foregoing Request for Determination of Applicability and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge.

I further certify that the property owner, if different from the applicant, and the appropriate DEP Regional Office were sent a complete copy of this Request (including all appropriate documentation) simultaneously with the submittal of this Request to the Conservation Commission.

Failure by the applicant to send copies in a timely manner may result in dismissal of the Request for Determination of Applicability.

Name and address of the property owner:

Dwight Baker and Aphakorn Nittayajarn

Name

13 Broadview Street

Mailing Address

Acton

City/Town

MA1

State

01720

Zip Code

Signatures:

I also understand that notification of this Request will be placed in a local newspaper at my expense in accordance with Section 10.05(3)(b)(1) of the Wetlands Protection Act regulations.

David Palliam

Signature of Applicant

8/21/07

Date

Russell A. Wilson

Signature of Representative (if any)

8/21/07

Date